

ORDINANCE No. 188560

*Pay claim of Robert and Gayanne Courter in the sum of \$15,500 involving the Water Bureau (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Robert and Gayanne Courter, through their attorney, have filed a property damage claim against the City for property damage to their gate and driveway involving the Water Bureau.
2. The claim has been investigated by Risk Management Services. The investigation indicates there is risk the City may be found liable. Therefore, in order to avoid the risk of an adverse jury award, we feel it is prudent to compromise the claim at this time.
3. Risk Management Services recommends the claim be compromised for the total sum of \$15,500, subject to the claimant providing the City with a release in a form to be approved by the City Attorney.


NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$15,500 made payable to Roggendorf LLC Trust Account.
- b. Risk Management Services will execute a payment authorization in the amount set forth in sub-paragraph (a) above.

Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this property damage claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.


Passed by the Council, **AUG 24 2017**

Mayor Ted Wheeler
Prepared by Jessica Kincaid
Date prepared: July 20, 2017

MARY HULL CABALLERO
Auditor of the City of Portland
By 
Deputy

Agenda No. **188560**
ORDINANCE NO.
 Title

*Pay claim of Robert and Gayanne Courter in the sum of \$15,500 involving the Water Bureau.
 (Ordinance)

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| INTRODUCED BY Commissioner/Auditor: Mayor Ted Wheeler | CLERK USE: DATE FILED <u>AUG 15 2017</u> |
| COMMISSIONER APPROVAL | Mary Hull Caballero Auditor of the City of Portland By:  Deputy ACTION TAKEN: |
| Mayor—Finance and Administration - Wheeler <i>W</i> | |
| Position 1/Utilities - Fritz | |
| Position 2/Works - Fish | |
| Position 3/Affairs - Saltzman | |
| Position 4/Safety - Eudaly | |
| BUREAU APPROVAL | |
| Bureau: OMF Bureau of Internal Business Services CAO: Tom Rinehart <i>TR</i> Bureau Head: Bryant M. Enge <i>BME</i> Risk Manager: Kate Wood <i>KW</i> | |
| Prepared by: Jessica Kincaid Date Prepared: July 20, 2017 | |
| Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> | |
| Portland Policy Document If Yes requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | |
| City Auditor Office Approval: required for Code Ordinances | |
| City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter | |
| Council Meeting Date: August 23, 2017 | |

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|---|
| AGENDA |
| TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion) |
| CONSENT <input checked="" type="checkbox"/> |
| REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion) |

| FOUR-FIFTHS AGENDA | COMMISSIONERS VOTED AS FOLLOWS: | |
|--------------------|---------------------------------|-------------------------------------|
| | YEAS | NAYS |
| 1. Fritz | 1. Fritz | <input checked="" type="checkbox"/> |
| 2. Fish | 2. Fish | <input checked="" type="checkbox"/> |
| 3. Saltzman | 3. Saltzman | <input checked="" type="checkbox"/> |
| 4. Eudaly | 4. Eudaly | <input checked="" type="checkbox"/> |
| Wheeler | Wheeler | <input checked="" type="checkbox"/> |